



**IN THE UNITED STATES PATENT AND TRADEMARK
OFFICE**

Title: "Method for Making a Cushion"

Inventors: Tony M. Pearce
Terry V. Pearce

Filed: February 20, 2004

Serial No.: 10/783,396

Docket: 5127 P

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

DECLARATION FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled with the Title listed above and filed herewith. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims. I acknowledge the duty to disclose information that is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby appoint Daniel P. McCarthy (Reg. No. 36,600), Jon C. Christiansen (Reg. No. 30,039), Lloyd W. Sadler (Reg. No. 40,154), Everett D. Robinson (Reg. No. 50,911), and William Stilling (Reg. No. 53,640) as my representatives and attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. All communications should be directed to Mr. Daniel McCarthy at the following address or telephone number:

Daniel P. McCarthy
PARSONS, BEHLE & LATIMER
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of inventor: TONY M. PEARCE

Residence and Postal Address of Inventor:

Address: 801 S. 1230 E.
City: ALPINE
State: UTAH
Zip Code: 84004
Country: USA
Citizenship: USA

Inventor's Signature:



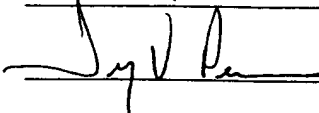
Date: 9/15/04

Full name of inventor: TERRY V. PEARCE

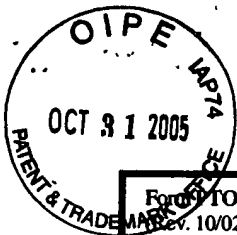
Residence and Postal Address of Inventor:

Address: 1250 Watkins Lane
City: Alpine
State: UT
Zip Code: 84004
Country: USA
Citizenship: USA

Inventor's Signature:



Date: 9/15/04



Form TO-1595
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OMB No. 0651-0027 (exp. 6/30/2005)

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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Tony M. Pearce

Terry V. Pearce

2. Name and address of receiving party(ies)

Name: EdiZONE, LC

Internal Address _____

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other _____

Street Address: 134 East 200 North

City: Alpine State: Utah Zip: 84004

Execution Date: September 15, 2004

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)
10/783,396

B. Patent No.(s) _____

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Daniel P. McCarthy

Internal Address: _____

Street Address: PARSONS BEHLE & LATIMER

201 South Main Street, Suite 1800

City: Salt Lake City State: Utah Zip: 84111

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number:

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Daniel P. McCarthy

Name of Person Signing


Signature

September 22, 2004

Date

Total number of pages including cover sheet, attachments, and documents: 3

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

ASSIGNMENT

Title: "Method for Making a Cushion"

Serial Number: 10/783,396

Date Filed: February 20, 2004

Inventors: Tony M. Pearce
Terry V. Pearce

WHEREAS, the Inventors are the inventors of an invention or discovery referred to as the "Invention" which is described and claimed in the attached United States patent application ("Patent Application") and having the Title listed above;

WHEREAS, EdiZONE, LC, is desirous of acquiring all of the rights, title and interest in the Invention and the Patent Application:

NOW, THEREFORE, in return for good and valuable consideration, receipt of which is hereby acknowledged, the Inventors by these presents, do hereby sell, assign, and transfer unto Assignee all rights, title and interest in and to the following: (1) said Invention as described in the Patent Application, (2) the Patent Application, (3) any U.S. or foreign patent applications which claim priority to the Patent Application whether or not presently existing, (4) any U.S. or foreign patent applications which claim subject matter that is disclosed in the Patent Application, and (5) any letters patent issuing from any of said patent applications, and (6) all intellectual property (including patent rights, trade secrets and copyrights) in, to, or underlying said Invention. Said assignment is without any geographic limitation and shall include the United States of America and all foreign countries. All rights, title and interest in said Invention, said patent applications, any Letters Patent issuing from said patent applications, and said intellectual property are to be held and enjoyed by Assignee for its own use and behalf, and for that of its legal representatives and assigns, as fully and entirely as the same would have been held by the Inventors had this assignment not been made. Assignee shall be free to assign, license or otherwise exploit said Invention, said patent applications, any Letters Patent issuing from said patent applications, and said intellectual property.

AND the Inventors do further agree to sign all papers, make all rightful oaths and do all requisite acts for the filing of any disclaimer or for the filing and assignment of any other patent application (including utility, divisional, continuing, continuation-in-part, reissue and foreign applications) based on the present patent application or said Invention. Any such other patent application is deemed to be part of the above assignment.

AND the Inventors do further represent and warrant that he has not executed or granted any assignment, license, covenant not to sue, or dedication to the public domain of any of said patent applications, the Invention, or said intellectual property, and that he has otherwise not granted any other rights which would be inconsistent with Assignee acquiring all right, title an interest in and to said patent applications, the Invention, and said intellectual property.

AND the Inventors do further agree to communicate to Assignee, its successors, assigns or other legal representatives, such facts relating to said Invention as may be known to him, and to testify as to such facts in any prosecution, interference, enforcement proceeding or litigation related to the Invention.

AGREED TO AND ACCEPTED BY:

Inventor's Signature:

Tony M. Pearce

Inventor's Full Name (print):

Tony M. Pearce

Date:

9/15/04

Inventor's Signature:

Terry V. Pearce

Inventor's Full Name (print):

Terry Vernon Pearce

Date:

9-15-04